.03/20/2011 15:50 FAX

PART B - PEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: Mail Mail Stop ISSUE FEE Commissioner for Patents P.O. Box 1450 candria, Virginia 22313-1450 or Fex (571)-273-2885 INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks I through 5 should be completed where appropriate. All further correspondence including the Petent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless correspondence of the current correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications. Nose: A certificate of mailing can only be used for domestic mailings of the Fast() Transmitted. This certificate earmon be used for any other accompanying supers. Each additional paper, such as an exigence or formal drawing, must have its own certificate of mailing or transmission. CURRENT CORNERPONDENCE ADDRESS (Note: Use libets I for may change of address) Certificate of Maillog or Transmission
I hereby certify that this Pee(s) Transmission is being deposited with the United
States Postal Service with sufficient postage for that class such in an exvelope
addressed to the Mail Stop ISSUE PEB address above, or being Rickimits
wansmitted to the USPTO (571) 273-2885, on the date indicated below. 03/20/2006 7590 50635 UNITED STATES SURGICAL, A DIVISION OF TYCO HEALTHCARE GROUP LP 195 MCDERMOTT ROAD NORTH HAVEN, CT 06473 (Depasion's name) (C44 AT TORNEY DOCKET NO. CONFIRMATION NO. FILING DATE FIRST NAMED INVENTOR APPLICATION NO. 2537 3665 Philip P.M. Finch 09/739,428 12/18/2000 TITLE OF INVENTION: APPARATUS FOR THÉRMAL TREATMENT OF AN INTERVERTEBRAL DISC DATE DUE POTAL FEE(S) DUE SMALL ENTITY ISSUE FEE PUBLICATION FEE APPLN. TYPE \$1700 06/20/2006 \$1400 \$300 nonprovisional CLASS-SUBCLASS ART UNIT EXAMINER 607-113000 ROANE, AARON P 3739 1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363). 2. For printing on the patent front page, list (1) the names of up to 3 registered patent amorneys or agents OR, alternatively, Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) anached. (2) the name of a single firm (baving es a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no come is insted, no rains will be printed. "Fee Address" Indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required. 3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type) PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filling an assignment. (B) RESIDENCE: (CITY and STATE OR COUNTRY) (A) NAME OF ASSIGNEE Please check the oppropriate assignce eategory or categories (will not be printed on the patent): 🔲 Individual 🔘 Corporation or other private group entity 🔘 Government 4b. Paymant of Fee(s): 4a. The following (cc(s) are enclosed: A check in the amount of the fee(s) is enclosed. Issue Fee Payment by credit card. Form PTO-2038 is attached. D Publication Fee (No small entity discount permitted) The Director is hareby sutherized by charge the required feets), or credit any averpayment, Deposit Account Number __________(enclose an extra copy of this form). Advance Order - # of Copies 5. Change in Early, Status (from status indicated above) □ b. Applicant is no longer claiming SMALL EINTITY status. See 37 CFR 1.27(g)(2) a. Applicant claims SMALL ENTITY stutus. See 37 CFR 1.27. The Director of the USPTO is requested to apply the Issue Fee and Publication Fas (if any) or to re-apply any proviously paid issue fee to the application identified above.

NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from snyone other than the applicant, a registered attendey or agent; or the assignee or other party in interest as shown by the records of the United Figure Patent and Trademark Office. 20/2011 Authorized Signature 54,333 NATOF AUL Registration No. Typed or printed name

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gusbering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this hurden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commence, Box 1450, Alexandra, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SNND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Under the Paperwork Reduction Act of 1995, an persons are required to respond to a collection of information unless it displays a valid OMB control number.

PTOL-85 (Rev. 01/06) Approved for use through 04/30/2007.

OMB 0651-0033

U.S. Peters and Trademark Office; U.S. DEPARTMENT OF COMMERCE